



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT APPLICATION of  
Inventor(s)/MARK James A. Robl et al.

Appln. No.: 09 | 260,468  
Series Code ↑ | Serial No. ↑

Group Art Unit: 1632  
Examiner.: J. Woitach  
Atty. Dkt. P 0275817  
M#

1632 AF#  
**PATENT**  
**APPLICATION**

11-26-01

Filed: March 2, 1999

Title: Embryonic or Stem-Like Cell Lines Produced by Cross-Species Nuclear Transplantation and methods for Enhancing Embryonic Development by Genetic Alteration of Donor Cells or by Tissue Culture Conditions

Date: November 20, 2001

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

1.  **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated June 21, 2001 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2.  **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3.  An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4.  Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
5.  "Small entity" statement filed:  herewith.  previously.
6.  Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

**7. FEE CALCULATION**

	Large/Small Entity	Fee Code
If box 1 above is X'd, .....	\$320/160	\$160
If box 2 above is X'd, .....	\$320/160	\$0
If box 3 above is X'd, .....	\$280/140	\$0
If box 4 above is X'd, .....	- 0 - (no fee)	
<b>8. Original due date:</b> September 21, 2001		
9. Petition is hereby made to extend the original due date (1 mo) \$110/\$55 to cover the date this response is filed for which the (2 mos) \$400/\$200 requisite fee is attached. (3 mos) \$920/\$460 (4 mos) \$1,440/\$720 (Usable only if box 2 is X'd--- 5 mos) \$1,960/\$980	+\$200	115/215 116/216 117/217 118/218 128/228
10. Enter any previous extension fee paid <input type="checkbox"/> previously since above Original due date (item 8); <input type="checkbox"/> with concurrently filed amendment .....	-\$0	
<b>11. Subtract line 9 from line 8 and enter: Total Extension Fee</b>		+\$200
<b>12. TOTAL FEE ATTACHED =</b>		<b>\$360</b>

(Our Deposit Account No. 03-3975)

(Our Order No. 015837 | 0275817

C# M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.  
This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

11/21/2001 EABUBAKI 00000015 09260468

01 FC:219  
02 FC:216

160.00 QP  
200.00 QP

1600\*Tysons Boulevard  
McLean, VA 22102  
Tel: (703) 905-2000

Atty/Sec: RLT/LAK

**Pillsbury Winthrop LLP**  
**Intellectual Property Group**

By: Atty: Robin L. Teskin Reg. No. 35,030

Sig: Robin L. Teskin Fax: (703) 905-2500  
Tel: (703) 905-2200

**NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments**